

SATURDAY, JULY 2, 1910.
Partly cloudy and continued warm to-day and
probably to-morrow; variable winds,
mostly westerly.

TRIMMING RIVERSIDE HOUSES

PARK DEPARTMENT TO BEGIN THE WORK TO-DAY.

The Residences Encompassed on the Drive and the Courts Have Been Ordered Stopped to Let Them Down No Further From the Courts, Says Lawyer.

George C. Shaw, Jr., who lives at 102 West Eighty-second street, where the telephone from the Park Department yesterday morning that the front of his house would be cut off at 1 o'clock yesterday afternoon, and that the work would be done by the Park Department, was not at all surprised. He said that he had been told that the work would be done by the Park Department, and that he had been told that the work would be done by the Park Department.

Shaw's house is one of the many houses on the Riverside Drive which are being cut off at the front by the Park Department. The work will be done by the Park Department, and the houses will be cut off at the front by the Park Department.

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NOT TO BADGER RAILROADS

TAFT DIRECTS A MODERATE USE OF NEW RATE LAW.

President Seeks to Reassure Stockholders and Investors. Has an Hour's Talk With Chairman Knapp of Interstate Commerce Commission About It.

Beverly, Mass., July 1. The new railroad rate law will not be used to hammer down railroad rates. The administration does not intend to make a club of that law, nor does it desire to harass the common carriers of the country unnecessarily by the arbitrary suspension of rates.

Under the law just enacted the Interstate Commerce Commission is authorized to suspend any rate for eleven months pending its determination of the rate's justice.

This power, regarded by some railroad men as a menace to their prosperity, will not be used arbitrarily and indiscriminately. The commission will invoke it only when the facts it finds upon investigation warrant drastic measures.

That was the conclusion reached by President Taft and Chairman Martin A. Knapp of the Interstate Commerce Commission at an hour long talk at the Evans cottage, on Burgess place, late this afternoon.

Mr. Knapp had been summoned to Beverly to talk over the application of the new law with the President. He was able to discuss its features, and particularly the one granting the commission power to suspend rates, with full knowledge of the situation.

The President has never thought that the commission should hold up every tariff proposed by a railroad. He only wished to see that body given power to apply this brake on occasions where it had to take restraining action.

Information has come to the President that since the law was enacted railroad men have become afraid of that clause, that they have feared the rate raised would stand a chance before the scrutinizing eye of the commission. This impression he wished corrected.

Already the commission has refused to suspend the vehicle and auto rate. It refused because there was no prima facie evidence that it was unreasonable. This same method will be employed in the future. If there is a prima facie case against a proposed rate, the commission will suspend it and investigate further, if there is not good ground to begin an investigation it probably will not do so.

While the President does not approve of any wholesale use of the rate suspension power he does not, on the other hand, think that the cries of alarm from Wall Street have any basis in reason. He has been informed that there has been a lot of speculation, but that the commission will not be swayed by the cries of alarm from Wall Street.

To the summer capital have come stories that the new law and particularly this same clause would frighten European investors and that in consequence when crop moving time comes the country would suffer. This view Mr. Taft fails to share.

Altogether the administration attitude seems to-day to be that the new law is being "tried out." There is not to be any resort to it in haste with repentance at leisure.

It became known definitely here to-day that the talk between the President and Col. Roosevelt was almost exclusively social. As one of those who were present on the porch at the time put it: "We sat around in a ring and talked about everything."

The Colonel told about his trip through Africa and Europe, and if there was any touch of politics both he and the President decided they would not let that part out at all. There was some mention of the new international peace commission, for the chairmanship of which Col. Roosevelt has been suggested, but no decision was reached as to its composition.

About Gov. Hughes and the possibility of his declining the Supreme Court position which Mr. Taft has offered there was nothing learned at all.

The President was distressed to hear that the New York Legislature had defeated the Cobb direct primary bill. He thought the defeat "most unfortunate," as he told friends, because if the bill had become law the principle of the direct primaries would have been given a most valuable tryout.

From now on the President probably will see members of his Cabinet who are not travelling every one in a while. The first to come will be either Secretary Meyer or Secretary Ballinger. Both have business of a pressing nature that needs Presidential attention.

Quarrels of the talks with Cabinet officers and the big time he is going to have on the Fourth of July shooting along through Boston and its suburbs. The President intends to rest until about July 15 as hard as he can rest. Already he has acquired a fine coat of tan from his golfing and motoring expeditions and looks as if he few days had helped immensely.

George D. Smith, director of the new bureau of mines, just created by act of Congress. Informal announcement that Mr. Smith will be put in this position was made for President Taft to-day. Mr. Smith will not become the permanent head of the bureau, according to the present plan of the President, but will assume charge temporarily in order that it may be organized and started going. Later the President will select another man, it was said. Mr. Smith will then be returned to his old job as director of the survey.

The President is not finding it easy to get the man he wants to head this new bureau, which is regarded as important. There have been several men mentioned prominently, including Dr. J. A. Holmes of the Geological Survey, but it was said to-day that no decision has been reached.

President Taft will be the guest of President Lowell at Lincoln next Monday proceeding his address at the Harvard Stadium before the members of the National Educational Association.

REVENUE TO LEADWAVE. Horsford's Acid Phosphate added to a glass of cold water, with sugar, refreshes and invigorates. — Ad.

THREE HURT IN AUTO CRASH

Woman's Skull Fractured and Others Suffer Broken Limbs.

HACKENSACK, N. J., July 1. Paul R. Atkinson, treasurer of the Edison Company in Brooklyn, who lives at 260 Seventy-sixth street, Brooklyn, Mrs. Fox, mother-in-law of his cousin, Charles F. Hossman of River Edge, N. J., and Miss Margaret Hossman were all badly injured to-night when Mr. Atkinson's automobile collided with a telegraph pole at Arcola. Mrs. Fox is not expected to live.

The accident took place three miles west of Hackensack. Mr. Atkinson and the two women were on their way to Oak Ridge, where Mrs. Atkinson is staying. They wished to arrive before midnight and the automobile was travelling at high speed.

Just beyond Arcola the road makes a sharp turn. The curve is unlighted and a deep ditch borders it. There is a telegraph pole near by. It is supposed that a steering knuckle broke and the automobile instead of swerving went straight on, crashing into the pole.

No one saw the accident. It was not until perhaps half an hour afterward that a man driving along the road noticed the wrecked automobile lying in the shadowy ditch. He got out and saw three people who appeared to be dead. He hurried to Arcola and telephoned to Dr. G. H. McFadden, Dr. McFadden informed the Hackensack Hospital and called up Dr. S. S. Hallett. The two physicians and an ambulance arrived at the scene of the accident in ten minutes.

The doctors found the three persons unconscious. They were hurried to the hospital in Hackensack. There it was found that Mrs. Fox's skull was fractured and one of her legs was broken and that she had suffered other injuries that made death almost certain. Miss Hossman had broken her left arm and her left foot was badly torn. Mr. Atkinson's left leg was broken and he seemed to be suffering from internal injuries.

SEEN PASTOR FOR A PRAYER. Parishioner Objects to Having His Alleged Illegals Told to the Lord.

NEOLA, Ill., July 1.—The Rev. R. F. Fisher, pastor of the Neoga Presbyterian Church, was made defendant to-day in a \$500 libel suit, following his refusal to tell the Lord that he had wronged Jacob Strohl, a wealthy German farmer.

To Lord, make Brodwin Strohl a better man, cause him to pay his debts and cease backbiting," fervently supplicated the minister in a prayer which startled his congregation.

"Now, you'd better make another prayer and straighten things up with the Lord," declared Strohl when Fisher concluded. Fisher refused.

Several years ago the Cumberland Presbyterian church of which Strohl was a member, built a church which was taken by the Presbyterians. Recently Strohl asked Fisher to preach the funeral services of one of the Cumberlandians.

Strohl opened the service with a prayer for unity and fervently prayed for more grace for the pastor.

Fisher followed with the prayer that caused Strohl's suit for damages.

CRIME IN FRENCH RAILWAY CARRIAGE. A Seren—Robber Guilty to Death.

PARIS, July 1.—An alleged railway murder, under similar circumstances to those of the killing of Miss Goud, by two soldiers recently occurred to-day on the Paris-Vincennes line.

A man felled a woman. While he was robbing her he heard a scream in the next carriage and jumped out. He was crushed by a passing express. The woman is in a critical condition.

The body of the man has been identified as that of a Paris dentist.

SOLDIERS ON A RAFT. Men Playing Hokey From Governors Island Were Drifting Out to Sea.

FOUR soldiers, members of the force stationed at Governors Island, were rescued from a raft last night by the crew of the ferryboat Manhattan of the Staten Island municipal ferry.

The raft, made of three logs tied together with rope, was drifting toward Staten Island, and the men, with no means of steering it or propelling it, were to be seen by a patrol boat and were rescued by a tug.

The rescue was made shortly after 8 o'clock. The soldiers described themselves as Corporal Eggston and Privates Berkes, Radford and Tanner. They explained that they had become tired of Governors Island and had tried to get passes to come to New York. Finding in this they had made a raft out of logs and had started to paddle themselves across to Brooklyn.

They had stuck for oars, but found that they would not do the business, and that the raft drifted rapidly out toward the bay. They said that they shouted to the captains of tugboats to help them but that the latter only laughed. The quartet over their plight, knocked about town until the last ferry left the Battery for Governors Island.

FUNERAL AT MIDNIGHT. Weir Masonic Ceremony Conducted Over the Body of Dr. Nunn.

SAVANNAH, Ga., July 1. The funeral of Dr. J. Nunn, thirty-third degree Mason and a prominent member of the Scottish Rite, took place at St. John's Episcopal Church at midnight to-night.

Col. Robert L. Colding, an attorney, was in charge of the funeral. He and those assisting him wore black robes and throughout the edifice was the pall of black darkness.

REBUFF TO THE SUFFRAGETTES

STOVER WON'T LET THEM SELL THINGS IN THE PARKS.

Had the Hardihood to Say That if They Sold Emblems in the Streets They'd Have to Take Out Pedler's License As to the Parks, Just Keep Away.

The Twenty-third street suffragettes have been busy all this week fashioning hundreds of confessions in blue and yellow, the colors of the United Suffragettes of America, with a view to tempting the purses of the patriots who will assemble in City Hall Park on Monday to celebrate the old fashioned Fourth.

But all in vain did Mrs. Sophia Loebinger tie on a bushel basketful of lovely cigar fans that particularly fetching band of bow that she alone knows how to make, and to no purpose whatever did Mrs. Sadie Keene toil for hours over the collection of dozens and dozens of the latest things in rosettes. Mrs. Beatrice Lloyd and Miss Helen Murphy and other enthusiasts, who have spent evening after evening when they might have been down at the beach watching the waves in making flags and powder puff cases, have just simply been wasting their time.

Mrs. Loebinger, who thought that the city officials were ready to do everything in their power to push along the propaganda of the great cause of woman, telephoned yesterday afternoon to Commissioner Stover just to exchange the courtesies of the season and was surprised to find that the commissioner would be allowed to display their wares in the park.

"Why, he actually told us that we couldn't sell any of these beautiful souvenirs anywhere at all in the city unless each one of us took out a pedler's license," she said yesterday afternoon. "and a pedler's license costs \$2. Consequently the thing is all off."

"But \$2 isn't much in comparison with what you would make by selling all these," said a sympathizer with an admiring glance at the piles of blue and yellow trifles. "Why don't you all get pedler's licenses and keep on selling things until they run out?"

"I don't think we would be justified in taking that amount of money out of the treasury," said Mrs. Loebinger. "You see we have been under a great deal of expense recently, and we are planning a monster campaign for the fall. I tell you what we will do, though, we will come on a busy gurdy. It's pretty hot work dragging it through the streets and turning that great big crank, but we don't mind a little thing like that when it is for the good of the cause. Of course we sell our magazines without a pedler's license everywhere on the streets. The Park Commissioner won't let us do even that much, however, in the parks on the Fourth."

"I don't want to criticize his action, because he has always been very courteous to us, but I must confess that we were very much surprised and disappointed when we received his ultimatum this afternoon. There is nothing for us to do but to submit gracefully and try to do the best we can with the limited resources at our command. Our hearts are in this work, and no matter what obstacles are put in our path we cannot really be defeated."

"Every setback we get only spurs us on to renewed effort. I haven't the slightest doubt but what we shall in some way or other raise that \$5,000 we need for our fall campaign by October 1."

Mrs. Loebinger refused to disclose the details of the campaign, but she assured her listeners that they were of a nature to make the most phlegmatic sit up.

WALL STREET BUILDING SOLD. Trust Co. of America Purchases the Place Where It Has Its Offices.

THE twenty-five story office building at 37 to 41 Wall street was transferred yesterday by the Land Purchase Company to the Trust Company of America, which occupies the lower part of the building. The consideration stated is \$1,000,000. The building has a frontage of 100 feet and a depth of 117 feet and about 100 feet of Wall street. It was purchased in 1906 by the Land company, which is headed by Oakleigh Thorne, president of the Trust Company of America. There are several other officers of the trust company associated with the Land company.

PRINCESS APPEALS. Apostolic Segnatura May Reverse Rota Finding on Rosignoli Marriage.

SPINAL CABLE DISPATCH TO THE SUN. ROME, July 1.—The Princess Rosignoli, formerly Mary Jennings Reid of Washington, has appealed from the decision of the Court of the Rota, the Pontifical tribunal, declaring that her first marriage to Mr. Parkhurst was valid and that consequently her marriage to Prince Rosignoli is null and void. Her lawyer is confident that the supreme tribunal, the Apostolic Segnatura, which is composed of Cardinals, many of whom examined the case when it was before the Congregation of the Propaganda Fide, will reverse the judgment of the Rota.

Princess Rosignoli says the decision of the Rota astonished her, as the proofs that Mr. Parkhurst was not baptized when he married her were most convincing. Several Bishops in America and many Cardinals and prelates here.

She adds that Cardinal Martelli assured her that her first marriage was invalid, while Cardinal Satolli summoned her to his bedside a few days before he died and told her he had examined the case thoroughly and was convinced that her second marriage was valid. He declared that her conscience need not be troubled.

TORPEDO BOAT BURGER BEATS 16 KNOTS. NEWPORT, July 1.—The Burger submarine torpedo boat here this afternoon in a four hour standardization test under the direction of the naval trial board developed better than sixteen knots. The boat arrived in the early afternoon and the trial board started the official acceptance tests at once.

SPECIAL TRAINS FROM ATLANTIC CITY. Leave Atlantic City, Pennsylvania Railroad for Trenton, Elizabeth, Jersey City, New York, 100 P. M. and 5:30 P. M. July 4. For cars, dining car, coaches.—Ad.

RESCUED AFTER LONG SWIM

John Berger Says He Kept Afloat From Before Midnight Till Nearly Daylight.

ATLANTIC CITY, N. J., July 1.—Police who heard cries from the surf shortly before daylight this morning waded into the water and dragged out a man who said he was John Berger of New York City and that he fell from the end of the steel pier before midnight last night. The man appeared thoroughly exhausted but was still floating when rescued. He came around all right in the City Hospital.

The police later found a man's coat on the end of the pier. In one of the pockets was a note in which the man wrote that he was going to and his troubles by jumping overboard and the police believe that Berger plunged into the sea and afterward changed his mind about ending his life. Berger is still in the hospital and refuses to admit that he attempted suicide.

SLUR BOOKER T. WASHINGTON. One Delaware Town Council Didn't Want Him Speaking in Public Square.

WILMINGTON, Del., July 1.—Booker T. Washington, who will tour Delaware on July 4, speaking at a number of towns, received a setback to-day when the town council of Georgetown refused to allow him to hold a meeting in the public square.

With the aid of several citizens of Georgetown the Sussex County Court House was secured; a platform will be erected alongside the court house on land owned by the county and Washington will speak therefrom. The negro leader will arrive in Wilmington on Sunday and will speak at the Opera House that afternoon.

HOLDS UP COLORADO STAGE. Lone Road Agent Gets \$500 From Passengers Besides Mail and Express.

TELLURIDE, Col., July 1.—A lone highwayman wearing a black cloth mask and armed with a revolver this morning held up the mail and passenger stage between Paradox and Placerville.

He made the ten passengers line up in the road and took about \$500 from them. He carried away two sacks of mixed mail and forced the driver to deliver an express package of currency which he evidently knew was on the stage. After securing money and mail the robber ordered all back into the stage and told the driver to "move on and don't look back," which injunction was obeyed.

FIRE AT HOTEL NETHERLAND. Destroyed Baggage Stored in Basement and Made Trouble in Barber Shop.

BAGGAGE stored in the basement of the Hotel Netherland by guests who have sailed for Europe was destroyed yesterday by a fire which Manager G. W. Sweet attributes to imperfect electric light wiring. The loss is estimated at \$6,000.

Although the exhaust fans kept the smoke out of the office and dining room the people in the basement barber shop were choking when taxicabs drivers pulled them up through a ventilator to the sidewalk. Miss Louisa Anderson, a manicurist, and half shaved patrons were rescued before Engine 38 came from Fire Headquarters. Chief Crocker, who happened to be passing, superintended the work of putting out the fire.

The traffic on Fifth avenue and on Fifty-ninth street was blocked for nearly an hour.

Manager Sweet is rejoicing over the rescue of his fine collection of heads of caribou, mountain sheep and elk which was stored in the baggage room.

TAX RATE MAY BE 1.76. Although the Comptroller's Experts Figure It at 1.73.

IN obedience to the tax law the Commissioner of Taxes signed yesterday the final valuations of real and personal property in this city for this year. The books now go to the Board of Aldermen, which will receive them at a special meeting to be held next Tuesday. It is understood that the assessed valuation on the real estate of the city will show an increase this year of about \$235,000,000, which will add \$23,500,000 to the city's borrowing capacity.

The experts in the Comptroller's office figured it out yesterday that the tax rate this year would work out at about 1.73 as compared with the tax rate of 1.67 last year. This addition of six points would mean only a normal increase, but it is believed by others outside of the Finance Department who are able to work out the city financial condition that the tax rate this year will be at least 1.76.

SHOT AS LIABEUR DIED. Wounded Paris Policeman Cheated of His Prisoner by Accomplices.

SPINAL CABLE DISPATCH TO THE SUN. PARIS, July 1.—At the moment that Liabeur, the Apache, was about to be guillotined this morning, a policeman of the Paris Police, who was a bullet in his neck. He immediately sprang up and grappled with the man who had shot him. While escorting his prisoner to the nearest police station, says the Paris Police, he was stopped by two men in civilian clothing, who said: "We are superior police officials. Hand us the scoundrel."

Obtained obeyed and the trio disappeared.

STEUER WON'T APOLOGIZE. Justice Ford Refers His Case to Consideration of Bar Association.

MAX D. Steuer, the lawyer, appeared before Supreme Court Justice Ford yesterday on an order to show cause why he should not be punished for contempt for insisting on his right to ask a question of a witness in a breach or promise suit last week which the Court characterized as "fool and an insult to the witness and his wife."

Steuer said that he had no apologies to offer and that the minutes of another trial in which the witness testified justified him in interrogating the witness as he did in an effort to impeach the character of the witness.

"I have felt that something should be done to curb the propensity of lawyers to insult witnesses," replied the Court. "This has been tolerated in our courts more than it ought to have been. In this case I shall content myself to refer the matter to the Bar Association with a recommendation that it be presented to the Appellate Division."

MAIL SUBSCRIPTION ORDERS FOR THE SUN AND THE EVENING SUN MAY BE SENT WITH NEWSDEALERS. NO CASH CHARGE.—Ad.

HUGHES GIVES UP THE FIGHT

SAW DEFEAT IN BOTH THE SENATE AND ASSEMBLY.

After He Found He Couldn't Get an Assembly Caucus on His Primaries Bill He Announced That He Wouldn't Call Another Session—Letters From Taft.

ALBANY, July 1.—No direct nominations bill was passed at the special session of the Legislature which adjourned finally this afternoon at 1 o'clock and no new legislative probe investigating resolution was passed. The only one of the three questions recommended for the consideration of the Legislature by Gov. Hughes on which the Legislature took favorable action was the passage of a graded inheritance tax bill which it is estimated will increase the State's revenue annually about \$4,000,000.

The Legislature also passed a bill appropriating \$25,000 for the expenses of the extraordinary session called by Gov. Hughes, but these expenses will be in the neighborhood of \$40,000, the balance to come out of unexpended legislative funds.

While it was not generally known until after the Legislature adjourned to-day that President Taft had taken any action in regard to the Cobb direct nominations bill it was asserted then that Chairman Griscom had a communication from the President backing up his attitude and that the President had communicated with National Committee man William L. Ward and other local leaders in the State with a view of helping out Gov. Hughes.

The Cobb-Green compromise direct nominations bill, favored openly by Gov. Hughes and Theodore Roosevelt, came to a vote on final passage in the Senate and failed by one vote. The twenty-five Senators who voted for the bill were all Republicans, including the twenty-three who attended the Republican caucus last night, and Senators Witter of Albany and Emerson of Warren, who did not attend the caucus. Senator Emerson switched at the last minute when he saw that his vote would not make the necessary 26 votes to pass the bill in order to help the canvass for his renomination and reelection in his district next fall. The vote in detail on the final passage of the bill was as follows:

Yes—Republicans—Agnew, Brough and Newcomb of Manhattan; Burlingame, Gladhill and Travis of Brooklyn; Allen of Rensselaer; Cobb of Jefferson; Corlies of Ulster; Davenport of Oneida; Davis and Hill of Erie; Emerson of Warren; Griffith of Wayne; Hamilton of Chautauque; Heacock of Herkimer; Hewitt of Cayuga; Hinman of Broome; Hobbs of Suffolk; Mackenzie of Niagara; Rose of Newburgh; Thomas of Madison; Walworth of Westchester; White of Monroe and Witter of Albany—25.

Noes—Republicans—Alt and Kissel of Brooklyn; Coates of Franklin; Grattan of Albany; Holden of Oneida; Meade of Monroe and Schlosser of Dutchess. Democrats—Bayne of Richmond; Caffrey, Frawley, Schulz, Stillwell, C. D. Sullivan and Wagner of Manhattan; Cullen and Harden of Broome; Gardner of Montgomery; Harbo of Queens and Ransperger of Erie—19.

Senator Brackett did not vote on the bill, being too disgusted to follow the gyrations of Majority Leader Cobb on the direct nominations question. Senators Cronin, Grady and McManus, Democrats, and Platt, Republican of Steuben, were absent.

On motion of Senator Cobb the Griscom amendments exempting New York city were added to the bill by a vote of 24 to 21. Senator Witter voting with the twenty-three caucus Senators for the amendments and Senator Emerson voting against them. It took the Senate but a few minutes to dispose of the Cobb bill, as the heart had gone out of the Hughes Senators.

Senator Gardner, Democrat of Montgomery, who has been a consistent direct primaries man from the start, voted against the Cobb bill, saying: "I favor direct primaries, but I regard this bill as rank partisanship because it exempts New York city from its provisions, and I believe it to be my duty to support my party by voting against this measure."

"What useful purpose can there be in voting on this bill?" asked Senator Brackett. "It is well understood that after the action of the Assembly yesterday this bill cannot be passed."

The Republican leaders in the Legislature did not pass a bill providing for a direct State tax to pay this year's share of the canal and highway sinking funds, declaring that it was unnecessary.

The feature of the legislative session to-day was the studied attempt of Gov. Hughes to force a caucus of Republican Assemblymen. When Gov. Hughes reached the Capitol this morning after his all night vigil in the Executive chamber, where he kept tabs on the Senate fight last night over the final adjournment resolution, he promptly told his friends that the jig was up. He told them that he would not call another special session of the Legislature, as he would have nothing upon which he could base such a call because twenty-five Republican Senators would not enter a caucus on the Cobb bill.

There were wild rejoicings on the legislative floor of the Capitol when this news was brought up from the Executive chamber and Chairman Griscom and Postmaster Greiner and several Hughes legislators hurried to the Executive chamber to see if the report that the Governor had quit was true. There was a hurried conference between these men and Gov. Hughes and they came back up stairs to the Assembly chamber and declared that Gov. Hughes would call another special session of the Legislature if forty-eight, or a majority of the Republican Assemblymen, signed a call for a caucus.